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CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL
Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR § 1.53(d))

Attorney Docket No.

CHECK BOX if applicable: ☐ DUPLICATE 0942.2850004/RWE/BJD

of Prior Application First Named Inventor **HARTLEY** Assistant Commissioner Box CPA Examiner Name Yucel, I. Washington, DC 2023 Group/Art Unit 1636 Express Mail Label No.

This is a request for a ontinuation or divisional application under 37 CFR § 1.53(d), (continued prosecution application (CPA)) of the prior application number 09/177,387 filed on October 23, 1998 entitled: Recombinational Cloning Using Nucleic Acids Having Recombination Sites

## **NOTES**

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR § 1.51(b) or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995. FILING QUALIFICATIONS:

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR  $\S$  1.53(d), but must be filed under 37 CFR § 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the application under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such

1.	Enter the nonpro	he unentered amendment previously filed onunder 37 CFR § 1.116 in the prior visional application.					
2.	A preli	minary amendment is enclosed.					
3. This	3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR § 1.53(d)(4).						
		The second state of the proof application, 37 CFR § 1.53(d)(4).					
	a. 📘	<b>DELETE</b> the following inventor(s) named in the prior nonprovisional application:					
<u> </u>							
	b. 🔲	The inventor(s) to be deleted are set forth in a separate sheet attached hereto.					
4. 🔲	A new p	power of attorney or authorization of agent (PTO/SB/81) is enclosed.					
5. Infor	mation D	isclosure Statement (IDS) is enclosed:					
	a. 🔀	PTO-1449					
_	b. 🔀	Copies of IDS citations					

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[Page 1 of 2]

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CLAIMS	(1) FOR	(2) NUMBER SW	T			
	TOTAL CLAIMS	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS	
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13. SIGN	ATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED
<i>ype</i>	Brian J. Del Buono
Signature	150 UN STAND
Registration No. (Attorney/Agent)	42,473
Date	December 23, 1999
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